

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ronald P. Lesser et al.

Application No.: 10/565,262

Confirmation No.: 9788

Filed: April 2, 2008

Art Unit: 3766

For: SYSTEM AND METHOD FOR TREATING
NAUSEA AND VOMITING BY VAGUS
NERVE STIMULATION

Examiner: Kennedy Schaetzle

AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

Applicants submit this paper in response to the non-final Office Action mailed September 15, 2010 in the above-referenced patent application and a Request for a one-month Extension of Time with the requisite fee. Applicants believe that no other fees are required for consideration and entry of this paper. Nevertheless, Applicants hereby authorize the Director to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) or credit any overpayment to Deposit Account No. 04-1105, under order no. 61612(71699). Please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 5 of this paper.